

# Lowenstein Sandler

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**VIA ECF**

Hon. Cathy L. Waldor, U.S.M.J.  
District of New Jersey  
King Federal Building & Courthouse  
50 Walnut Street  
Newark, New Jersey 07101

**Re: *BanxCorp v. Bankrate, Inc.*, Civ. No. 07-3398 (KM-CLW)**

Dear Judge Waldor:

I write to advise the Court regarding the parties' discussions regarding the Seventh Amended Complaint ("7AC") and scheduling issues. The parties are continuing to discuss the scope of the 7AC and may be able to reach an agreement that will eliminate the need for the Court's involvement. We will report to the Court on Wednesday, October 3, 2012 in the event that the 7AC is not filed by then.

Respectfully submitted,

*R. Scott Thompson /et*

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Cc: All Counsel (ECF)